

# ***Council Meeting*** – *Agenda*

**CITY COUNCIL CALENDAR**

**Thursday, May 24, 2007 - 7:00 p.m.**

**View Consent Agenda**

**View Late File Agenda**

**Budget Submission Minutes**

**View Minutes**

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***OPENING OF SESSION BY: CITY COUNCIL PRESIDENT LEO R. PIMENTAL***

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***PRAYER LED BY: PRISCILLA LOURO-FONSECA  
DISTRICT 9 CHAPLAIN, BRISTOL COUNTY AMERICAN LEGION AND  
KOREAN WAR VETERAN***

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***PLEDGE OF ALLEGIANCE:***

***WORLD WAR II VETERAN: WILLIAM MORIN***

***KOREAN WAR VETERAN: ROLAND GENDRON, U.S. MARINE CORPS CHOSEN RESERVOIR  
VETERAN, STATE VFW SENIOR VICE-COMMANDER***

***VIETNAM WAR VETERAN: BOB VICENTE, U. S. ARMY COMBAT VETERAN,  
SILVER STAR, BRONZE STAR, PURPLE HEART, AIR MEDAL RECIPIENT***

***IRAQ WAR VETERAN: SHANE MULCAHY, U. S. ARMY NATIONAL GUARD,  
PURPLE HEART RECIPIENT***

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***SINGING OF “GOD BLESS AMERICA” BY THE NEW BEDFORD HIGH SCHOOL SHOW CHOIRS  
“CHARISMA” AND “PURE ENERGY”***

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## ***CITATIONS***

1. CITATION, Councillor Lawrence, honoring NAKITA MELO, in recognition of Certificate of Merit from the Columbia Press Association’s Gold Circle Awards for Artwork published in the Greater New Bedford Regional Vocational Technical High School Magazine, “Visions.”
2. CITATION, Councillor Lawrence, honoring SEAN CARNEY in recognition of Your Article “The First Show,” which won a Fiction Prize at the 37<sup>th</sup> Annual Scholastic Press Forum.
3. CITATION, Councillors Alves and Pina, honoring P.A.C.E. (PEOPLE ACTING IN COMMUNITY ENDEAVORS), in recognition of 25 Years of Service to the Greater New Bedford Area.
4. CITATION, Councillor Gomes, honoring CHRISTOPHER AND MICHELE CAREY, in recognition of the Beautification Project and Neighborhood Pride.
5. CITATION, Councillor Gomes, honoring LINDA PAVAO, in recognition of her Beautification Project and Neighborhood Pride.

## ***RESOLUTIONS***

6. RESOLUTION, Councillor Morad and Council President Pimental, honoring NEW BEDFORD HIGH SCHOOL SHOW CHOIRS CHARISMA AND PURE ENERGY, FOR BRINGING HOME GOLD MEDALS and winning the TITLE of GRAND CHAMPIONS at the 2007 NEW ENGLAND CLASSIC SHOW CHOIR FESTIVAL.

7. RESOLUTION, Councillor Pina, honoring the CAPE VERDEAN WOMEN'S SOCIAL CLUB ON THE OCCASION OF THEIR 70<sup>TH</sup> ANNIVERSARY.

8. RESOLUTION, Councillor Lawrence, honoring the GREATER NEW BEDFORD REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL on their successful production of "OLIVER."

9. RESOLUTION, Councillors Alves, Morad, Saunders and Pina, honoring DPI COMMISSIONER RONALD LABELLE in recognition of his receiving the National Association of Clean Water Agency's 2007 Local Public Service Award, presented at the NACWA 2007 Forum on May 07, 2007 in Washington, D.C.

#### **MAYORS PAPERS**

M1. COMMUNICATION, Mayor Lang, to City Council, submitting a request that the Written Motion submitted by Councillor Gomes, Item #31, unanimously Adopted by the City Council at the City Council Meeting on April 12, 2007, and approved by the Mayor on April 23, 2007, be RESCINDED due to its potential liability for the City. (Copy of Written Motion 000644, submitted by Councillor Gomes enclosed with memo from City Solicitor Schall.)

M2. COMMUNICATION, Mayor Lang, to City Council, submitting AN ORDINANCE, Amending Chapter 19, Section 19-7, to amend Unit C pay schedule by upgrading the salary of the Airport Manager from M-9 to M-13 and upgrading the salary of the Airport Assistant Manager from M-7 to M-9. (Note: Previous Ordinance creating the title of Airport Executive Director M-13 WITHDRAWN in City Council May 10, 2007.)

M2a. AN ORDINANCE,

M3. COMMUNICATION, Mayor Lang, to City Council, submitting on behalf of the New Bedford Day of Portugal Committee the following STREET CLOSING: WILLIAM STREET from Sixth Street to Pleasant Street; PLEASANT STREET from Mechanic's Lane to Market Street BE CLOSED on JUNE 07, 2007, FROM 6:00 P.M. to 10:00 P.M. for the purpose of the Day of Portugal Opening Ceremonies.

M4. COMMUNICATION, Mayor Lang, to City Council, submitting the APPOINTMENT of ANDRE H. FARIA, JR., 20 Branscomb Street, New Bedford, MA 02745, to the COMMISSION FOR CITIZENS WITH DISABILITIES, replacing Charles T. Rainville, deceased October 2006; this term will expire April 2009.

M5. COMMUNICATION, Mayor Lang, to City Council, submitting the APPOINTMENT of JENNY T. FIALHO, 202 Orchard Street, New Bedford, MA 02740, to the REDEVELOPMENT AUTHORITY, replacing Robert Gaumont who resigned November 10, 2006; this term will expire July 2007.

M6. COMMUNICATION, Mayor Lang, to City Council, submitting a SEWER ABATEMENT REQUEST for F. W. WEBB COMPANY, 979 Church Street, New Bedford, MA 02745, Account No. 30185 in the amount of \$3,600.60.

M7. COMMUNICATION, Mayor Lang, to City Council, submitting a SEWER ABATEMENT REQUEST for CHRISTINE G. DAY, 3244 Acushnet Avenue, New Bedford, MA 02745, Account No. 14165, in the amount of \$108.80.

M8. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$200,000.00 from DEPARTMENT OF PUBLIC INFRASTRUCTURE/WATER, CHARGES AND SERVICES to DEPARTMENT OF PUBLIC INFRASTRUCTURE/WATER, CAPITAL OUTLAY.

M8a. AN ORDER,

M9. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$90,000.00 from PUBLIC FACILITIES, SUPPLIES & MATERIALS to PUBLIC FACILITIES, CAPITAL OUTLAY.

M9a. AN ORDER,

M10. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$25,000.00 from DPI/WASTEWATER, CHARGES & SERVICES to DPI/WASTEWATER, SALARIES & WAGES.

M10a. AN ORDER,

M11. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$22,000.00 from POLICE, CHARGES & SERVICES to POLICE, SALARIES & WAGES.

M11a. AN ORDER,

M12. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$500.00 from TREASURERS, CHARGES & SERVICES to TREASURERS, SUPPLIES & MATERIALS.

M12a. AN ORDER,

M13. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$1,410.00 from PLANNING, CHARGES & SERVICES to PLANNING, SALARIES & WAGES.

M13a. AN ORDER,

M14. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$1,040.00 from PLANNING BOARD, SALARIES & WAGES to PLANNING BOARD, CHARGES & SERVICES.

M14a. AN ORDER,

M15. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$960.00 from PLANNING, SUPPLIES & MATERIALS to PLANNING BOARD, CHARGES & SERVICES.

M15a. AN ORDER,

M16. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$100.00 from LABOR RELATIONS, SALARIES & WAGES to LICENSING BOARD, SALARIES & WAGES.

M16a. AN ORDER,

M17. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$15,994.00 from SOLICITORS, SALARIES & WAGES to ELECTIONS, SALARIES & WAGES.

M17a. AN ORDER,

M18. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$5,975.00 from SOLICITORS, SALARIES & WAGES to ELECTIONS, CHARGES & SERVICES.

M18a. AN ORDER,

M19. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$13,000.00 from PUBLIC FACILITIES, CHARGES & SERVICES to EMS, CHARGES & SERVICES.

M19a. AN ORDER,

M20. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$2,000.00 from ENVIRONMENTAL STEWARDSHIP, SALARIES & WAGES to EMS, CHARGES & SERVICES.

M20a. AN ORDER,

M21. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$25,300.00 from DPI/HIGHWAYS, SUPPLIES & MATERIALS to FIRE, CHARGES & SERVICES.

M21a. AN ORDER,

M22. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$25,000.00 from SOLICITORS, SALARIES & WAGES to FIRE, SALARIES & WAGES.

M22a. AN ORDER,

M23. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$10,000.00 from PURCHASING, SALARIES & WAGES to PUBLIC FACILITIES, SALARIES & WAGES.

M23a. AN ORDER,

M24. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$10,000.00 from TREASURERS, SALARIES & WAGES to PUBLIC FACILITIES, SALARIES & WAGES.

M24a. AN ORDER,

M25. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$181,000.00 from PUBLIC FACILITIES, CHARGES & SERVICES to POLICE, SALARIES & WAGES.

M25a. AN ORDER,

M26. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$23,000.00 from LIBRARY, SALARIES & WAGES to AIRPORT, CAPITAL OUTLAY.

M26a. AN ORDER,

M27. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$7,300.00 from HEALTH DEPARTMENT, CHARGES & SERVICES to ZOO, CAPITAL OUTLAY.

M27a. AN ORDER,

M28. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$2,500.00 from HEALTH DEPARTMENT, SALARIES & WAGES to ZOO, SALARIES & WAGES.

M28a. AN ORDER,

M30. COMMUNICATION, Mayor Lang, to City Council, submitting an ORDER for the TRANSFER of \$53,000.00 from INSPECTIONAL SERVICES, SALARIES & WAGES to MIS, CAPITAL OUTLAY.

M30a. AN ORDER,

#### ***NEW BUSINESS***

10. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the RE-APPOINTMENT of ADONIS D. FERREIRA, 28 Liberia Lane, New Bedford, MA, as a Member of the HUMAN RELATIONS COMMISSION, for a THREE-YEAR TERM, which will expire April 2010.

11. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the APPOINTMENT of JANICE BAPTIST, 32 James Street, New Bedford, MA as a Member of the HUMAN RELATIONS COMMISSION, for a THREE-YEAR TERM, which will expire April 2010.

12. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the APPOINTMENT of CAROL F. WALSH, 111 Oaklawn Street, New Bedford, MA, as a Member of the HUMAN RELATIONS COMMISSION, for a THREE-YEAR TERM, which will expire in April 2010.

13. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the APPOINTMENT of LATISHA SILVA, 184 County Street, New Bedford, MA, as a Member of the HUMAN RELATIONS COMMISSION, for a THREE-YEAR TERM, which will expire April 2010.

14. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the RE-APPOINTMENT of MARY ELLEN BERGERON, 82 Brownell Avenue, New Bedford, MA as a Member of the LIBRARY BOARD OF TRUSTEES, for a THREE-YEAR TERM, which will expire April 2010.

15. REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the RE-APPOINTMENT of BARRY G. TRAHAN, 20 Maryland Street, New Bedford, MA, as a Member of the LIBRARY BOARD OF TRUSTEES, for a THREE-YEAR TERM, which will expire April 2010.
16. REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the RE-APPOINTMENT of HELEN ROGERS, 16 Pauline Street, New Bedford, MA, as a Member of the LIBRARY BOARD OF TRUSTEES, for a THREE-YEAR TERM, which will expire April 2008.
17. REPORT, Committee on Appointments & Briefings, recommending to the City Council APPROVAL of the RE-APPOINTMENT of DR. JOHN J. FLETCHER, 47 Park Street, New Bedford, MA, as a Member of the LIBRARY BOARD OF TRUSTEES, for a balance of a THREE-YEAR TERM, which will expire April 2009.
18. REPORT, Committee on Appointments & Briefings, recommending to the City Council, APPROVAL of the RE-APPOINTMENT of CARL CRUZ, 202 Cedar Street, New Bedford, MA, as a member of the LIBRARY BOARD OF TRUSTEES, for a balance of a THREE-YEAR TERM, which will expire April 2009.
19. REPORT, Committee on Appointments & Briefings, recommend to the City Council, APPROVAL of the APPOINTMENT of JILL MACLEAN, 295 Palmer Street, New Bedford, MA, as ASSISTANT CITY PLANNER, for a term, which will expire January 05, 2009.
20. REPORT, Committee on Ordinances, recommending that the City Council ADOPT an ORDER, that the City Clerk follows the same procedures that are in place for Taxicab Licenses, that the same be followed for Livery Licenses.
- 20a. AN ORDER,
21. REPORT, Committee on Ordinances, recommending that the City Council ADOPT an ORDER and request that the fee for a Municipal Lien Certificate under Massachusetts General Law, Chapter 60, Section 23, be amended as authorized under Chapter 40 Section 22F; for land of less than one acre upon which there is no permanent structure, a fee a fifty dollars, for land upon which is situated no more than a single family residence and outbuildings, a fee of fifty dollars; for land upon which is situated no more than a two family residence and outbuilding, a fee of fifty dollars; for land upon which is situated no more than a three family residence with outbuildings, a fee of fifty dollars; for and upon which is situated a residence for four or more families, a fee of one-hundred dollars; for land upon which is situated commercial, industrial or public utility structure; a fee of one hundred fifty dollars; for farms, forest land and all other real estate, a fee of one hundred dollars; for all properties obtaining a Municipal Lien Certificate in conjunction with a permit, a fee of twenty-five dollars. In no case shall the fee exceed one half of one percent of the assessed value of the real estate and money so received shall be paid into the City's General Fund.
- 21a. AN ORDER,
22. REPORT, Committee on Ordinances, recommending that the City Council ADOPT the ORDINANCE, amending Chapter 6, Buildings and Other Structures.
- 22a. AN ORDINANCE,
23. REPORT, Committee on Ordinances, recommending that the City Council ADOPT the ORDINANCE, Amending Chapter 2, Administration, by ADDING Article XVII, Sections 2-235 through 2-237; the proposed Ordinances establishes the CHIEF FINANCIAL OFFICER'S appointment, duties and qualifications.
- 23a. AN ORDINANCE,
24. REPORT, Committee on Ordinances, recommending that the City Council ADOPT the ORDINANCE, Relative to Administration. (Assistant Clerk of Committees and Legislative Counsel.)
- 24a. AN ORDINANCE,
25. REPORT, Committee on Ordinances, recommending that the City Council APPROVE the Ordinance – Relative to Traffic Enforcement.

25a. AN ORDINANCE,

26. WRITTEN MOTION, Council President Pimental, requesting that the City Council WAIVE RULE 27, in order to hold BUDGET INTERVIEW SESSIONS on TUESDAY, JUNE 05, WEDNESDAY, JUNE 06 and THURSDAY, JUNE 07, 2007.

27. WRITTEN MOTION, Council President Pimental, requesting that the following street(s) be CLOSED: NORTH WATER STREET, from Union to Elm Streets; JOHNNY CAKE HILL AND BETHEL STREET, from Union to Elm Streets; SECOND STREET, from William to Elm Streets; SOUTH SECOND STREET, from Union to William Streets; BARKER'S LANE, from Acushnet Avenue to North Second Street; WILLIAM STREET, from Acushnet Avenue to North Water Street; CENTRE STREET, from Front Street, to North Water Street; from 5:00 P.M. on FRIDAY, JULY 06, 2007, through SUNDAY, JULY 08, 2007, to 11:00 P. M., for the purpose of SUMMERFEST/2007.

28. WRITTEN MOTION, Council President Pimental, requesting that the crosswalks, located outside of the South End Post Office at 584 Orchard Street, be repainted in the interest of public safety.

29. WRITTEN MOTION, Councillor Pina, requesting on behalf of the Cape Verdean Parade Organizers, that the following street(s) be CLOSED: JOLI GONSALVES WAY, (formerly Cherry Street), from Sixth Street to Seventh Street, on SATURDAY, JULY 07, 2007, FROM 8:00 A. M. TO 5:00 P.M. and ACUSHNET AVENUE, between Wing Street and Grinnell Street, and WING STREET, between Purchase Street and Acushnet Avenue, on SATURDAY JULY 07, 2007, FROM 10:00 A. M. TO 9:30 P. M. for the purpose of Cape Verdean Recognition Week Activities.

30. WRITTEN MOTION, Councillor Coelho, on behalf of The Ropeworks Building (Artist Lofts,) 123 Sawyer Street, requesting that Department of Public Facilities Superintendent of Parks and Public Places Blanchard install / continue the Park's Harpoon Fencing from Belleville Avenue, to the Sawyer Street side of Riverside Park, due to many of the citizens utilizing the park trampling on the private property at the 123 Sawyer Street site, because there is no fencing to designate where the Public Property of Riverside Park ends and The Ropeworks Private Property begins.

31. WRITTEN MOTION, Councillor Pina, requesting that Mayor Lang reconsider his decision and allow the 3<sup>rd</sup> EyE Open scheduled for July 21, 2007, at Buttonwood Park to be extended to a two-day event.

32. WRITTEN MOTION, Councillors Pina and Morad, requesting, on behalf of business owners on William Street, specifically Cameo Beauty Salon on 75 William Street, that they be allowed to address the City Council on the issue of parking; and further, requesting that Rule 40 be waived due to the time constraint. (To be referred to the Committee on Appointments and Briefings.)

33. WRITTEN MOTION, Councillors Pina and Morad, requesting, on behalf of the business owners on William Street, that the business owners and representatives from Downtown New Bedford Inc. be allowed to address the Traffic Commission at their May 30, 2007, meeting regarding the continual closure of the Custom House Square Parking Lot for various functions throughout the year; and further, requesting that Rule 40 be waived due to the time constraint.

34. WRITTEN MOTION, Councillor Gonsalves, requesting that the New Bedford City Council go on record in support of Massachusetts Senate Bill S1858 and House Bill 2826, which is an Act Authorizing the Human Resources Division to undertake a study of the State Job Classification system; and further, that the New Bedford City Council ask our local Legislative Delegation to co-sponsor said legislation.

35. WRITTEN MOTION, Councillor Saunders, on behalf of Barry Sylvia, 10 Seaview Terrace that NINA STREET, from East Rodney French Boulevard to Seaview Terrace and SEAVIEW TERRACE, from Nina Street to Freedom Boulevard be CLOSED on SATURDAY, JULY 21, 2007 from 10 a.m. to 11 p.m. for the purpose of a Wedding and Neighborhood Block Party.
36. WRITTEN MOTION, Council President Pimental, requesting, on behalf of the New Bedford Open Market, that the following street(s) be CLOSED: PURCHASE STREET, from Union Street to William Street, on SATURDAY, JUNE 09, 2007, FROM 12:00 NOON THROUGH 5:00 P.M., for the purpose of the New Bedford Open Market.
37. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the SENHOR DA PEDRA CLUB AND FEAST COMMITTEE, that the following street(s) be CLOSED: WEBSTER COURT, from Madeira Avenue to Hope Street; and TINKHAM STREET, from Madeira Avenue to Hope Street, on SATURDAY, JUNE 16, 2007, AND SUNDAY, JUNE 17, 2007, from 10:00 a.m. to 11:45 p.m., for the ANNUAL SENHOR DA PEDRA HOLY GHOST FEAST.
38. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the SENHOR DA PEDRA CLUB and the FEAST COMMITTEE, that the following street(s) be CLOSED: TINKHAM STREET, from Madeira Avenue to Funchal Place (Hope Street); WEBSTER COURT, from Madeira Avenue to Funchal Place (Hope Street); on FRIDAY, AUGUST 17, 2007, from 6:00 P.M. to 11:45 P.M.; SATURDAY, AUGUST 18, 2007, from 6:00 P.M. to 11:45 P.M.; SUNDAY, August 19, 2007, from 10:00 A.M. to 11:45 P.M. for the ANNUAL SENHOR DA PEDRA FEAST, PROCESSION and STREET DECORATING for the PROCESSION; further requesting that the following streets be CLOSED as follows: SATURDAY, AUGUST 18, 2007, from 9:00 A.M. to 6:00 P.M. - EUGENIA STREET, between North Front Street and Madeira Avenue; SUNDAY, AUGUST 19, 2007, from 5:00 A.M. to 4:00 P.M. (in order to decorate the streets for the Procession) - NORTH FRONT STREET, between Earle Street and Hathaway Street; EUGENIA STREET, between North Front Street and Funchal Place (Hope Street); SUNDAY, AUGUST 19, 2007, from 8:00 A.M. to 6:00 P.M. (also for the decorating of streets for the Procession and the Procession held in conjunction with the FEAST) - NORTH FRONT STREET, between Earle Street and Tinkham Street; FUNCHAL PLACE (HOPE STREET), between Whitman Street and Eugenia Street (with parking on both sides.)
39. WRITTEN MOTION, Councillors Coelho, DeMedeiros, Lawrence, Jr., Koczera, Pina, Gomes and Alves, in an effort to bring relief to City residents, requesting that Governor Deval Patrick consider establishing a means by which the City of New Bedford would be eligible for a reduction/rebate in Homeowner's Insurance, in light of the City's hurricane barrier, which is already in place in New Bedford, since other coastal locations do not have such a barrier, as the City of New Bedford's dike.
40. WRITTEN MOTION, Councillor Coelho, requesting that DPI, working with DPF and the Traffic Commission, replace Street Signs for REYNOLDS STREET at the various intersections along Reynolds Street where they are missing, one of which is at the intersection of Penniman Street.
41. WRITTEN MOTION, Councillor Gomes, on behalf of Gerald J. Pinto, sponsor of the School Safe Zone Initiative - if it is a School Zone, it should be a Safe Zone – asking that the City Council send a letter to the School Department and the Mayor, as well as the Chamber of Commerce, and go on record in support of Mr. Pinto's proposal, creating a safe zone for school children at all schools and in all New Bedford Public Buildings, along with the help of the business community; and further, that the City Council Committee on Appointments and Briefings allow Mr. Pinto to appear before the Committee during Citizen's input time at its next meeting. (To be referred to the Mayor, Superintendent of Schools, Chamber of Commerce and the Committee on Appointments and Briefings.)
42. WRITTEN MOTION, Councillor Gomes, requesting that the New Bedford Police Department's Traffic Division take immediate action to monitor the speed in front of (and around) the Betsy B. Winslow School and that they also set up the speed monitoring/indicator device at that location due to the excessive speed on that street while the school is in session; and further, that the Traffic Commission install proper signage indicating SCHOOL ZONE

- 20 MPH BETWEEN THE HOURS OF 7:00 A.M. AND 3:00 P.M., due to the potential danger to the children's safety resulting from these speeding vehicles.

43. PETITION/INDEMNITY AGREEMENT, David Degrace, 146 Hillman Street, New Bedford, MA 02740, for permission to encroach on City Property a little less than one foot out onto sidewalk for the purpose of a concrete porch base at that location. (Submitted by Councillor Gomes.)

43a. ORDER, (Granting Permission)

44. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the FEAST OF BLESSED SACRAMENT COMMITTEE, that the following street(s) be CLOSED: EARLE STREET, from Madeira Avenue to Belleville Avenue, for a distance of 300 feet, on SUNDAY, AUGUST 05, 2007, from 10:00 A.M. to 4:00 P.M., for the purpose of PARKING LARGE TRAILER TRUCKS, WHICH WILL BE USED IN THE FEAST OF THE BLESSED SACRAMENT PARADE, AND WHICH ARE UNABLE TO MAKE THE TURN ONTO MADEIRA AVENUE. NOTE: REQUESTING THAT THE DPF PROVIDE STREET CLOSURE SAWHORSES.

45. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the FEAST OF THE BLESSED SACRAMENT COMMITTEE, that the following streets(s) be CLOSED: BELLEVILLE AVENUE (starting at Hathaway Street - Sunshine Donuts) North to Wood Street; WOOD STREET, West from Belleville Avenue to Acushnet Avenue; ACUSHNET AVENUE, South to Brooklawn Street; BROOKLAWN STREET, West to Ashley Boulevard; ASHLEY BOULEVARD, South to Irvington Street; IRVINGTON STREET, East to Acushnet Avenue; ACUSHNET AVENUE, South to Earle Street; EARLE STREET, East to Madeira Avenue; MADEIRA AVENUE, North to Madeira Field; on SATURDAY, AUGUST 04, 2007, from 10:00 a.m. to 1:00 p.m., for the purpose of the FEAST OF THE BLESSED SACRAMENT ANNUAL ROAD RACE. NOTE: REQUESTING THAT THE DPF PROVIDE STREET CLOSURE SAWHORSES AND THAT THE DPI SWEEP THE STREETS NOTED ABOVE PRIOR TO THE ROAD RACE, IN THE INTEREST OF THE RUNNERS' SAFETY.

46. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the FEAST OF THE BLESSED SACRAMENT COMMITTEE, that the following street(s) be CLOSED: BROOKLAWN STREET, from Ashley Boulevard to Acushnet Avenue; ACUSHNET AVENUE, from Wood Street to Earle Street; EARLE STREET, from Acushnet Avenue to Madeira Avenue; MADEIRA AVENUE, from Earle Street to Tinkham Street; on SUNDAY, AUGUST 05, 2007, FROM 10:00 A.M. to 4:00 P.M., for the purpose of THE FEAST OF THE BLESSED SACRAMENT ANNUAL PARADE.

47. WRITTEN MOTION, Councillor Alves, requesting, on behalf of the FEAST OF THE BLESSED SACRAMENT COMMITTEE, that the following street(s) be CLOSED: EARLE STREET, from North Front Street to Belleville Avenue; MADEIRA AVENUE, from Davis Street to Tinkham Street; HATHAWAY STREET, from North Front Street to Funchal Place (Hope Street), FUNCHAL PLACE, (Hope Street), from Hathaway Street to Tinkham Street; TINKHAM STREET, from Madeira Avenue to Funchal Place (Hope Street); BELLEVILLE AVENUE, from mid-way point in front of Ottiwell School Playground to Hathaway Street, on THURSDAY, AUGUST 02, 2007 THROUGH SUNDAY, AUGUST 05, 2007, FROM 8:00 a.m. until MIDNIGHT, for the purpose of the ANNUAL FEAST OF THE BLESSED SACRAMENT.

***SPECIAL CATEGORY STREET OBSTRUCTIONS/STREET DISTURBANCES***

48. STREET OBSTRUCTION, MIRRA COMPANY, INC., on MARKET & PLEASANT STREET, for the purpose of CABLE TV REPAIR.

49. STREET DISTURBANCE, MIRRA COMPANY, INC., on MARKET & PLEASANT STREET, for the purpose of CABLE TV REPAIR.

50. STREET OBSTRUCTION, MIRRA COMPANY, INC., on 96 WILLIAM STREET (PLOT 52), for the purpose of CABLE TV REPAIR.



51. STREET DISTURBANCE, MIRRA COMPANY, INC., on 96 WILLIAM STREET (PLOT 52), for the purpose of CABLE TV REPAIR.
52. STREET OBSTRUCTION, MIRRA COMPANY, INC., on 114 MILL STREET, for the purpose of VAULT REPAIR.
53. STREET DISTURBANCE, MIRRA COMPANY, INC., on 114 MILL STREET, for the purpose of VAULT REPAIR.
54. STREET OBSTRUCTION, MIRRA COMPANY, INC., on 58 LOCUST STREET (Plot 71/Lot 162), for the purpose of VAULT REPAIR.
55. STREET DISTURBANCE, MIRRA COMPANY, INC., on 58 LOCUST STREET (Plot 71/Lot 162), for the purpose of VAULT REPAIR.
56. COMMUNICATION, City Clerk Arruda, to City Council, re: Regulations for Pawnbrokers and enclosing Commonwealth of Massachusetts Commissioner of Banks' letter regarding interest rates for same. (Copy all Councillors 05/22/07.)
57. COMMUNICATION, DPI Commissioner Labelle, to Council President, re: DPI Water Division Transfer – Black Brook Deed Restrictions, requesting that the City Council approve the transfer of \$200,000 from Water Budget 200 Accounts to Water Budget 800 Accounts for purchasing a deed restriction to continue protecting watershed properties adjacent to water supply, and, due to time constraints, and the item being part of a larger funding package, not send the transfers to the Committee on Finance. (Copy all Councillors 05/21/07.)
58. COMMUNICATION, Committee on City Property, to the Mayor Lang, copies to City Council, Legislative Counsel to the City Council, City Clerk and City Solicitor, stating that the City Council's Committee on City Property, under Chapter 2, Section 2-65, of the City Code, has voted that the City accept Sea Roy Enterprises, Inc.'s proposal to purchase the New Bedford Light Ship for \$10,000.00 according to its proposal, in addition to the following condition that Sea Roy has ten (10) days to take the transfer of the title, and then has an additional fourteen (14) days from transfer of title to remove the ship. (To be Received and Placed on File.)
59. COMMUNICATION, Councillor Morad, to the thirty-four (34) property owners along Cherokee Street, advising them of the MAY 26, 2007, STREET CLOSING, requested by Boy Scout Troop 24 – St. Joseph-St. Therese of New Bedford, for the annual Boy Scout Soap Box Derby race event.
60. COMMUNICATION, ANNUAL BOND for 2007 for Tax Collector/Treasurer in the amount of \$350,000.00.
61. COMMUNICATION/INVITATION, Mayor Lang, to City Council, inviting Councillors to meeting(s) throughout the day on JUNE 05, 2007, in the 3<sup>rd</sup> floor meeting room of the New Bedford Main Library, at 9:00 A.M., 11:00 A.M. and 1:30 P.M., to participate in any focus of the group meeting intended to provide the BSC Terrasphere team with information to assist them in creating the Master Plan, Urban Renew Plan and the District Improvement Plan for the Hicks-Logan-Sawyer (HLS) District in cooperation with the City and the New Bedford Economic Development Council and the New Bedford Redevelopment Authority. (Copy all Councillors 05/18/07.)
62. COMMUNICATION, Superintendent of Schools Longo, Secretary to School Committee, to Mayor Lang, stating that, at the regular meeting of the New Bedford School Committee held on Monday evening, May 14, 2007, the School Committee voted 7-0 to approve the School Department Budget for Fiscal 2008 at \$113,011,704 (General Expense - \$25,245,178 and Salaries and Wages - \$87,766,526.) (Copy all Councillors 05/16/07.)
63. COMMUNICATION, State Representative Robert M. Koczera, to City Council, responding to letter from City Clerk re: rising cost of home insurance coverage, stating that he has sponsored and co-sponsored 2 pieces of legislation to address these concerns, especially for coastal communities such as New Bedford and Cape Cod.

64. COMMUNICATION/INVITATION, New Bedford Firefighters Union President James Allen, to City Councillors, extending an invitation to the annual Fire Fighter Memorial Sunday Service, on SUNDAY, JUNE 10, 2007, at 8:30 A. M., at the Firefighters' Monument, located outside the Lawler Library at the corner of Lake Street and Rockdale Avenue (Buttonwood Park.) (Copy all Councillors 05/17/07.)

65. COMMUNICATION, Blair S. Bailey, Tax Title Attorney, to City Council, re: Acquisition of New Tax Possession, advising that, on May 8, 2007, the Land Court issued a Decree of Foreclosure, and the City has acquired the following four properties as Tax Possession from Manuel Morris, Jr.: **S.S. Marcotte Street**, Plot 125B/Lot 146, Area of 1,600 square feet, total amount due on the parcel as of the date of the Decree is \$1,031.43; **4 Marcotte Street**, Plot 125B/147, Area of 1,600 square feet, total amount due on the parcel as of the date of the Decree is \$42,175.31; **S.S. Marcotte Street**, Plot 125B/Lot 148, Area of 1,600 square feet, total amount due on the parcel as of the date of the Decree is \$1,031.43; **S.S. Marcotte Street**, Plot 125B/Lot 149, Area of 1,600 square feet, total amount due on the parcel as of the date of the Decree is \$12,825.66.

66. COMMUNICATION, Blair S. Bailey, Tax Title Attorney, to City Council, re: Acquisition of New Tax Possession, advising that, on May 8, 2007, the Land Court issued a Decree of Foreclosure, and the City has acquired the following property as Tax Possession: 48-50 West Rodney French Boulevard, Plot 15/Lot 44, Area of 9,818 square feet (Former Owners: Michael J. Butler and Charles F. Callan) Total Amount due on the parcel as of the date of the Decree is \$274,383.97.

#### ***TABLED BUSINESS***

**02/23/06** WRITTEN MOTION, Councillor Saunders, requesting RECONSIDERATION on the matter of the COMMUNICATION, Mayor Lang, to City Council, submitting for approval the RE-APPOINTMENT of JOSE GOUVEIA, 112 Bryant Lane, New Bedford, MA, to the HARBOR DEVELOPMENT COMMISSION, whose term expired December 2001. This appointment will expire December 2007. (Appointment Confirmed – Yeas 11, Nays 0 at the regular City Council Meeting on February 09, 2006 Agenda.) (Note: This Item, which is Item #L14 on Late File Agenda was confirmed on a Substitute Motion by Councillor Morad, which was allowed, and Appointments Confirmed on Items L8, L10, L11, L12, L14, L16, L31 and L33.)

**02/23/06** COMMUNICATION, Mayor Lang, to City Council, submitting for approval the RE-APPOINTMENT of JOSE GOUVEIA, 112 Bryant Lane, New Bedford, MA, to the HARBOR DEVELOPMENT COMMISSION, whose term expired December 2001. This appointment will expire December 2007.

**07/20/06** CITATION, Councillor Pina, honoring PAUL PELLETIER, in recognition of his Years of Service to the Residents of Boa Vista Housing Development as President of the Tenant Association for the past Six Years.

**08/17/06** CITATION, Councillor Morad, honoring SPECIALIST ALVARO A. SANTOS, United States Army Reserve, 844<sup>th</sup> Engineering Battalion, a Heavy Construction Equipment Operator, who served in support of Operation Iraqi Freedom in Kuwait from December 18, 2004 to December 12, 2005, and was awarded the Army Achievement Medal, the National Defense Service Medal, Global War on Terrorism Expeditionary Medal, Global War on Terrorism Service Medal, Armed Forces Reserve Medal with "M" Device, Army Service Ribbon and the Overseas Service Ribbon.

**08/17/06** CITATION, Councillor Pina, honoring BELMIRO FERNANDES, United States National Guard, in recognition of his serving our Country in Operation Iraqi Freedom, from September 06, 2005, until July 06, 2006.

**08/17/06** RESOLUTION, Council President Alves, recognizing AUGUST 09, 2006, as COMCAST/TOON DISNEY'S PASSPORT TO READING DAY IN NEW BEDFORD.

**08/17/06** RESOLUTION, Council President Alves, honoring POLICE OFFICER PAUL FONSECA for his HEROIC ACTIONS AT THE SAVOY NURSING HOME FIRE – JULY 23, 2006.

**01/25/07** WRITTEN MOTION, Councillor Pina, requesting, on behalf of the residents of Hillman Street, that the Traffic Commission issue Residential Parking signs to the neighbors surrounding the Quest Center and New Directions, as the employees, and visitors, are taking up all the parking spaces, and, since there is no residential off-street parking at their homes, the residents are in need of parking places.

**02/08/07** HEARING, on APPLICATION of CYNTHIA AND ERIC BELINKOFF, 366 HATHAWAY REALTY TRUST, 366 HATHAWAY ROAD, NEW BEDFORD, MA 02740, requesting AN INCREASE in License to keep, store and/or sell products of CRUDE PETROLEUM or any of its products, at 366 HATHAWAY ROAD, being Plot 94, Lot 20; Application is for 40,000 GALLONS (from 25,520 gallons) of gasoline and diesel fuels underground. (License for 25,520 gallons was previously granted on September 13, 1973, to Texaco, Inc., and registered to 366 Hathaway Realty Trust in August 2006.) (In City Council February 08, 2007 – Tabled until next Council Meeting – February 22, 2007.) (In City Council February 22, 2007 – Motion by Councillor DeMedeiros to keep item on the Table ADOPTED – All Ayes. – TABLED.)

**02/08/07** AN ORDER, (In City Council February 08, 2007 – Tabled until next Council Meeting – February 22, 2007.) (In City Council February 22, 2007 – Motion by Councillor DeMedeiros to keep item on the Table ADOPTED – All Ayes. – TABLED.)